

FILED
for Roanoke
JUN 26 2007

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
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BRIAN C. JONES, SR., #360469,)	
Petitioner,)	Civil Action No. 7:07cv00106
)	
v.)	<u>FINAL ORDER</u>
)	
WARDEN CAROL WALLACE,)	By: Jackson L. Kiser
Respondent.)	Senior U.S. District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

ORDERED

that

- 1) Jones' motion for voluntary dismissal of three claims [Docket #7] is **GRANTED**;
- 2) Respondent's motion to dismiss is **DENIED**;
- 3) Respondent is directed to file a response to the merits of these claims within twenty (20) days.

The Clerk of the Court is directed to send a certified copy of this Order and accompanying Memorandum Opinion to the petitioner and respondent.

ENTER: This 26th day of June, 2007.

[Signature]
Senior U.S. District Judge